

**Federal Defenders  
OF NEW YORK, INC.**

Southern District  
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January 20, 2021

**VIA ECF**

The Honorable Judge J. Paul Oetken  
United States District Judge  
Southern District of New York  
40 Foley Square  
New York, New York 10007

**Re: United States v. Daurell Chavis  
20 Cr. 192 (JPO)**

Honorable Judge Oetken:

I write on behalf of my client, Daurell Chavis, to respectfully request that the Court modify Mr. Chavis's bail conditions to remove the condition of curfew as directed by Pretrial Services and enforced by location monitoring. This is Mr. Chavis's third bail modification request. Pretrial Services consent to this request; the Government opposes this request.

On February 11, 2020, Magistrate Judge Robert W. Lehrburger released Mr. Chavis on his own signature and imposed the following bail conditions: a \$50,000 personal recognizance bond, cosigned by two financially responsible persons; travel restricted to SDNY/EDNY; surrender of all travel documents and no new applications; pretrial supervision as directed by Pretrial Services; urinalysis; home detention with GPS monitoring; surrender of all weapons and firearms; and no contact with co-defendants unless in the presence of counsel. Mr. Chavis's bail conditions were timely satisfied.

On February 21, 2020 before Magistrate Judge Sarah Cave, the defense requested that Mr. Chavis's bail conditions be modified to remove home detention and electronic monitoring. Magistrate Judge Cave denied this request. On June 2, 2020, with the consent of Pretrial Services and the Government, the defense again requested that Mr. Chavis's bail conditions be modified to remove home detention and electronic monitoring. The following day, the Court granted the bail modification, removing the condition of home detention and replacing it with a curfew as determined by Pretrial Services with GPS location monitoring.

Since Mr. Chavis's last bail modification request, he has continued to comply with his conditions of release. Mr. Chavis is the primary caretaker and single parent of his young daughter who lives with him. In addition, Mr. Chavis receives dialysis treatment, which requires

him to travel to a medical facility three days a week. Mr. Chavis has now been under supervision for nearly a year. In that time, he has remained fully compliant with his conditions of release and has incurred no new arrests. Over the past several months, Mr. Chavis has demonstrated that a curfew enforced by location monitoring is unnecessary to reasonably ensure the safety of the community and his return to court. Indeed, at Mr. Chavis's initial presentment, Pretrial Services did not recommend location monitoring as a necessary condition of release.

Accordingly, the defense requests a bail modification to remove the condition of curfew as directed by Pretrial Services enforced by GPS monitoring. Pretrial Services consents to this request; the Government objects to this request.

Thank you for your consideration of this matter.

Respectfully submitted,

/s/

Marne L. Lenox  
Assistant Federal Defender  
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Denied.  
So ordered: 1/28/2021



J. PAUL OETKEN  
United States District Judge

cc: Ni Qian, Assistant U.S. Attorney (via ECF)  
Sheb Swett, Assistant U.S. Attorney (via ECF)  
Joshua Rothman, Intensive Supervision Specialist (via E-mail)